

ORDINANCE 1808

AN ORDINANCE OF THE CITY OF NORTH BEND, WASHINGTON, AMENDING SECTION 15.18.120 OF THE NORTH BEND MUNICIPAL CODE RELATED TO THE INTERNATIONAL FIRE CODE AND OPEN BURNING, RECREATIONAL FIRES AND PORTABLE OUTDOOR FIREPLACES; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the 2021 International Fire Code (“IFC”) is a nationally published model code that is amended by Washington State Building Code Council (“SBCC”) and adopted as amended by WAC- 51-54A; and

WHEREAS, the City of North Bend adopted the current edition of the IFC through Chapter 15.18 of the North Bend Municipal Code (“NBMC”); and

WHEREAS, recently the SBCC discovered that Section 308.1.4 had been inadvertently removed from the SBCC amendments to the IFC, which in turn effected the amendments adopted by local jurisdictions such as North Bend; and

WHEREAS, this ordinance corrects this and allows BBQ’s to be operated on multifamily complex balconies as previous code cycles since 2006; and

WHEREAS, the City desires to amend Section 15.18.120 of the North Bend Municipal Code (“NBMC”) relating to open burning, recreational fires and portable outdoor fireplaces;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:**

**Section 1. NBMC Section 15.18.120 (Open Burning, Recreational Fires and Portable
Outdoor Fireplaces), Amended:** North Bend Municipal Code Section 15.18.120 (Open burning, recreational fires and portable outdoor fireplaces) is amended as set forth in Exhibit A attached hereto. All other sections of NBMC Chapter 15.18 not set forth in Exhibit A attached hereto shall remain in full force and effect as currently adopted.

**Section 2. NBMC Section 15.18.125, Amendments to International Fire Code Section
308, Open-Flame Cooking Devices, Repealed:** North Bend Municipal Code Section 15.18.125, Amendments to International Fire Code Section 308, Open-Flame Cooking Devices, is hereby repealed in its entirety.

Section 3. Severability: Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date: This ordinance shall be published in the official newspaper of the City and shall take effect and be in full force five (5) days after the date of publication.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND,
WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 7TH DAY OF
MAY, 2024.**

CITY OF NORTH BEND:

Mary Miller, Mayor

APPROVED AS TO FORM:

Kendra Rosenberg, City Attorney

ATTEST/AUTHENTICATED:

Published: May 17, 2024
Effective: May 22, 2024

Susie Oppedal, City Clerk